IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WP(C).No. 27997 of 2007(G)

PETITIONER:

A.K.SANTHOSH, MANAGER(PRESIDENT)
SREE DHARMA PARIPALANA YOGAM SCHOOLS,
PALLURUTHY, COCHIN-682006.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN

RESPONDENTS:

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1. THE SECRETARY TO GOVERNMENT,
GENERAL EDUCATION(D)DEPARTMENT,
GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY
CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

3. THE REGIONAL OFFICER,
REGIONAL COMMITTEE,
NATIONAL COUNCIL FOR TEACHER EDUCATION,
BANGALORE-560031.

BY ADV. SRI.V.M. KURIAN, SC FOR NCTE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC,J.

W.P (C) No. 27997 of 2007

Dated this the 20th day of September, 2007

J U D G M E N T

Petitioner has obtained approval for a T.T.C Course by NCTE. In compliance with the conditions in Exhibit-P1, by Exhibit-P2 petitioner requested the 1st respondent to nominate a representative for the purpose of selecting suitable persons for appointment. This was turned down by Exhibit - P3 stating that NOC was not issued to petitioner and this letter was also addressed to yet another applicant. Exhibit-P3 was challenged before this court by C.K. Raghavan Memorial Education and Charitable Trust in Pulpally, Wayanad and that writ petition was disposed of by Exhibit-P4 Judgment. In Exhibit-P4 judgment this court held that NOC from the Government is not a requirement for recognition by the NCTE and approval of the Institutions. Accordingly, Respondents were directed to grant approval to the petitioner in those cases.

2. In so far as the petitioner herein is concerned facts are similar in all respects. Therefore, the petitioner is entitled to the benefit of Exhibit-P4 judgment.

Accordingly, I direct the respondents to grant approval to the petitioner's institution pursuant to the recognition granted in the academic year. The Deputy Director concerned shall allot students in the Government quota this year itself along with other institutions.

The writ petition is disposed of as above.

(ANTONY DOMINIC, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007